

**CHAPTER NO. 267**

**HOUSE BILL NO. 289**

**By Representative Sharp**

**Substituted for: Senate Bill No. 176**

**By Senator Fowler**

AN ACT to amend Tennessee Code Annotated, Title 7, Chapter 32, relative to special assessments.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 7-32-101, is amended by designating the existing language as subsection (a) and by adding the following new subsection:

(b) The municipalities described in subsection (a) shall also have the power to design, or cause to be designed, contract for, execute, or cause to be executed, improvements or alterations for flood control, water management, soil erosion, and disaster relief and to cause not less than two-thirds (2/3) of the cost or expense of the aforementioned work and improvements not paid by federal funds to be assessed against property within the flood plain in which the improvements or alterations are made.

SECTION 2. Tennessee Code Annotated, Section 7-32-102, is amended by deleting the language "and the streets, alleys, highways," and by substituting instead the language "and the flood plain, streets, alleys, highways,".

SECTION 3. Tennessee Code Annotated, Section 7-32-115, is amended by deleting the language "to apportion two-thirds (2/3) of the cost of such improvement upon the land abutting on" and by substituting instead the language "to apportion at least two-thirds (2/3) of the cost of such improvement not paid by federal funds upon the land within the flood plain or abutting on".

SECTION 4. Tennessee Code Annotated, Section 7-32-126, is amended by deleting the language "When any owner or part owner of any of the lots of lands abutting on" and by substituting instead the language "When any owner or part owner of any of the lots of lands in the flood plain or abutting on".

SECTION 5. Tennessee Code Annotated, Section 7-32-129(a), is amended by deleting the language "against the property abutting" and by substituting instead the language "against the property in the flood plain or abutting".

SECTION 6. Tennessee Code Annotated, Section 7-32-140, is amended by inserting after the language "abutting property owners" the language "or owners of property in a flood plain".


SECTION 7. This act shall take effect July 1, 2001, the public welfare requiring it.

PASSED: May 17, 2001

  
JIMMY RAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

  
JOHN S. WILDER  
SPEAKER OF THE SENATE

APPROVED this 22<sup>nd</sup> Day of May 2001

  
DON CONQUIST, GOVERNOR